

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

MONDAY, THE 25TH JUNE 2007 / 4TH ASHADHA 1929

WP(C).No. 35368 of 2005(I)

AGAINST THE ORDER DATED IN EP 151 2005 IN
LAR.175/1996 of I ADDL.SUB COURT, KOZHIKODE

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PETITIONER:

P. SEKHARAN, AGED 83 YEARS,
S/O. RAMUTTY VAIDYAR, PUZHAVAKKATH HOUSE,
P.O. ERANHIKKAL, KOZHIKODE.

BY ADV. SRI.T.SETHUMADHAVAN
SRI.PUSHPARAJAN KODOTH
SRI.K.JAYESH MOHANKUMAR

RESPONDENTS:

1. THE SPECIAL TAHSILDAR (LA),
N.H.NO.1, CIVIL STATION, KOZHIKODE.
2. THE EXECUTIVE ENGINEER,
N.H. DIVISION, CIVIL STATION, KOZHIKODE.

BY G.P. SRI.THOMAS JOHN AMBOOKAN

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD
ON 25/06/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

WPC NO.35368/2005

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1: COPY OF E.P. NO.151/2005 IN LAR 175/96 ON THE FILE OF THE SUB COURT 1A KOZHIKODE FILED BY THE PETITIONER ON 6.4.2005

EXT.P2: COPY OF E.A. NO.1411/2005 IN EP NO.151/2005 IN LAR NO.175/96 ON THE FILE OF THE SUB COURT – IA, KOZHIKODE FILED BY THE petitioner ON 8.11.2005

PIUS C. KURIAKOSE, J.

W.P.(C) NO. 35368 of 2005

Dated this the 25th day of June 2007

JUDGMENT

The grievance of the writ petitioner is that an application for Cheque submitted by him for the release of the land acquisition compensation under deposit is not being considered by the Land Acquisition Reference Court. While admitting this writ petition, this court directed the Registry to inform the Sub Court concerned not to adjourn the cheque application filed by the petitioner beyond the vacation (Christmas Vacation) unless it is inevitable. Mr.Mohankumar, the learned counsel for the petitioner submits that he is not having any instructions from the party as to whether the cheque has been received. Whatever that be I believe that in all probability, the learned subordinate judge has already disposed of the cheque application on the basis of the instructions given to him by the Registry.

The writ petition will stand disposed of, at any rate, issuing

the following directions:

If the cheque application submitted by the petitioner is not already disposed of by the Land Acquisition Court, Kozhikode, the Court will hear and dispose of that application within two weeks of receiving a copy of this judgment.

**PIUS C. KURIAKOSE,
JUDGE.**

dpk